

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PAMELA SUAREZ, individually on behalf of  
herself and all others similarly situated,

Plaintiff,

v.

RALPH, PACO & ROBERTO, and HONKY  
TOTS, INC. d/b/a CALIFORNIA BABY+ KIDS,

Defendants.

Case No. 7:17-CV-09847-VB-PD


**NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss the Complaint, the Declaration of Angela L. Diesch and accompanying exhibits, and all other papers and proceedings herein, Defendants California Natural Living, Inc. d/b/a California Baby<sup>®</sup> (formerly known as Honky Tots, Inc.) and Ralph, Paco, & Roberto, Inc. will move this Court, before the Honorable Vernon S. Broderick, United States District Judge for the Southern District of New York, on a date and time to be set by the Court, for an Order dismissing the Complaint with prejudice pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure. The bases for the motion are set forth in the accompanying Memorandum of Law.

Dated: January 11, 2018

Respectfully submitted,

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Baby® (formerly known as Honky Tots, Inc.) and  
Ralph, Paco, & Roberto, Inc.*

\*pro hac vice application to be submitted